IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF JUNE

TWO THOUSAND AND SEVEN

:PRESENT:

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 12695 of 2007

Between:

1 Alfa Educational Society, President, rep. by Sheik Sharif, R/o.Alfa Engineering College, Kandukurmetta, Allagadda,Kurnool District, TML (1172), (AP04/T-5707) & TN 23-N/0362.

2 Vishwavani School of Nursing, rep. by Smt. C. Pullamma, R/o. 025/282,-B, Sanjeevanagar, Nandyala, Kurnool District, (AP 21 U/6035). **..... PETITIONER(S)**

AND

1 The Transport Commissioner, A.P. Hyderabad.
2 The Deputy Transport Commissioner, Kurnool.
3 The Regional Transport Officer, Nandyala, KurnoolDistrict.
4 The State of A.P., Departmentof Transport, Secretariat, Hyd, rep. by Secretary. **.....RESPONDENT(S)**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly a writ of mandamus declaring the Memo No.001/R5/2006, dt. 29.3.2007 issued by the 1st respondent herein as arbitrary, illegal and unconstitutional and consequently direct the respondent to permit the petitioner institutions to ply the buses aged more then 15 Years .

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support there of and upon hearing the arguments of Sri John Rajendra Prasad, Advocate for the Petitioners and of G.P for Transport on behalf of the Respondents.

THE COURT MADE THE FOLLOWIG ORDER

"The learned Government Pleader for Transport submits that the Commissioner of Transport has already instructed all the subordinates not to seize any vehicles on the ground that they are more than 15 years old. A general order is said to be in the process.

Hence, there shall be interim direction to the respondents not to seize the vehicle of the petitioner on the ground that it is 15 years old.

Post on <u>22.6.2007</u> 'for judgment' in Motion List. ''

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

..2…

1 The Transport Commissioner, A.P. Hyderabad.
2 The Deputy Transport Commissioner, Kurnool.
3 The Regional Transport Officer, Nandyala, KurnoolDistrict.
4 The Secretary, State of A.P., Departmentof Transport, Secretariat, Hyd,
5. One CC to Sri John Rajendra Prasad , Advocate (OPUC)
6. Two CCs to the G.P for Transport , High Court of A.P., Hyderabad. (OUT)
7. One spare copy.

RV

Dated 20.6.2007

HIGH COURT

LNRJ

Dated 19.6.2007

Note: Post on 22.6.2007 'for judgment'
In Motion List. '

ORDER

W.P.No. 12695 of 2007

Interim direction

RV

Dated 20.6.2007

HIGH COURT

LNRJ

Dated 19.6.2007

Note: Post on 22.6.2007 'for judgment'
In Motion List. '

ORDER

W.P.No. 12695 of 2007

Interim direction